

**STATE OF ILLINOIS**



# **HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**ONE HUNDRED SECOND GENERAL ASSEMBLY**

**4TH LEGISLATIVE DAY**

**PERFUNCTORY SESSION**

**FRIDAY, JANUARY 29, 2021**

**11:31 O'CLOCK A.M.**

**HOUSE OF REPRESENTATIVES**  
**Daily Journal Index**  
**4th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
House Joint Resolutions Constitutional Amendments First Reading .....	9
Introduction and First Reading – HB 227-381 .....	3
Perfunctory Adjournment .....	14
Perfunctory Session .....	3

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
HJRCA 0002	Constitutional Amendment – First Reading.....	9
HJRCA 0003	Constitutional Amendment – First Reading.....	9
HJRCA 0004	Constitutional Amendment – First Reading.....	11

**4TH LEGISLATIVE DAY****Perfunctory Session****FRIDAY, JANUARY 29, 2021**

At the hour of 11:31 o'clock a.m., the House convened perfunctory session.  
The House of Representatives met in Perfunctory Session pursuant to adjournment.

**INTRODUCTION AND FIRST READING OF BILLS**

The following bills were introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 0227. Introduced by Representative Yednock, AN ACT concerning local government.

HOUSE BILL 0228. Introduced by Representative Mayfield, AN ACT concerning regulation.

HOUSE BILL 0229. Introduced by Representatives Meier - Harper - Swanson, AN ACT concerning biodiesel.

HOUSE BILL 0230. Introduced by Representative Yingling, AN ACT concerning regulation.

HOUSE BILL 0231. Introduced by Representative Hernandez, Elizabeth, AN ACT concerning local government.

HOUSE BILL 0232. Introduced by Representative Hernandez, Elizabeth, AN ACT concerning public employee benefits.

HOUSE BILL 0233. Introduced by Representative Hernandez, Elizabeth, AN ACT concerning appropriations.

HOUSE BILL 0234. Introduced by Representative Hernandez, Elizabeth, AN ACT concerning education.

HOUSE BILL 0235. Introduced by Representative Walsh, AN ACT concerning transportation.

HOUSE BILL 0236. Introduced by Representative Walsh, AN ACT concerning transportation.

HOUSE BILL 0237. Introduced by Representative Croke, AN ACT concerning civil law.

HOUSE BILL 0238. Introduced by Representative Harper, AN ACT concerning education.

HOUSE BILL 0239. Introduced by Representative Lilly, AN ACT concerning finance.

HOUSE BILL 0240. Introduced by Representative Jones, AN ACT concerning regulation.

HOUSE BILL 0241. Introduced by Representative Jones, AN ACT concerning regulation.

HOUSE BILL 0242. Introduced by Representative Jones, AN ACT concerning regulation.

HOUSE BILL 0243. Introduced by Representative Gabel, AN ACT concerning appropriations.

HOUSE BILL 0244. Introduced by Representative Yingling, AN ACT concerning revenue.

HOUSE BILL 0245. Introduced by Representative Yingling, AN ACT concerning safety.

HOUSE BILL 0246. Introduced by Representative Mah, AN ACT concerning regulation.

HOUSE BILL 0247. Introduced by Representative Morgan, AN ACT concerning State government.

HOUSE BILL 0248. Introduced by Representative Walsh, AN ACT concerning regulation.

HOUSE BILL 0249. Introduced by Representative Walsh, AN ACT concerning regulation.

HOUSE BILL 0250. Introduced by Representative Walsh, AN ACT concerning regulation.

HOUSE BILL 0251. Introduced by Representatives Cassidy - Hernandez, Elizabeth - Mah, AN ACT concerning education.

HOUSE BILL 0252. Introduced by Representative Walsh, AN ACT concerning regulation.

HOUSE BILL 0253. Introduced by Representative Buckner, AN ACT concerning transportation.

HOUSE BILL 0254. Introduced by Representative Buckner, AN ACT concerning human rights.

HOUSE BILL 0255. Introduced by Representative Buckner, AN ACT concerning local government.

HOUSE BILL 0256. Introduced by Representative Buckner, AN ACT concerning higher education.

HOUSE BILL 0257. Introduced by Representative Buckner, AN ACT concerning elections.

HOUSE BILL 0258. Introduced by Representative Buckner, AN ACT concerning education.

HOUSE BILL 0259. Introduced by Representative Buckner, AN ACT concerning transportation.

HOUSE BILL 0260. Introduced by Representative Buckner, AN ACT concerning transportation.

HOUSE BILL 0261. Introduced by Representatives Meier and Niemerg, AN ACT concerning public health.

HOUSE BILL 0262. Introduced by Representative Bennett, AN ACT concerning public aid.

HOUSE BILL 0263. Introduced by Representative Bennett, AN ACT concerning civil law.

HOUSE BILL 0264. Introduced by Representative Bennett, AN ACT concerning civil law.

HOUSE BILL 0265. Introduced by Representative Bennett, AN ACT concerning public aid.

HOUSE BILL 0266. Introduced by Representative Bennett, AN ACT concerning civil law.

HOUSE BILL 0267. Introduced by Representative Yingling, AN ACT concerning local government.

HOUSE BILL 0268. Introduced by Representative Yingling, AN ACT concerning local government.

HOUSE BILL 0269. Introduced by Representative Greenwood, AN ACT concerning local government.

HOUSE BILL 0270. Introduced by Representative Moeller, AN ACT concerning transportation.

HOUSE BILL 0271. Introduced by Representative Sosnowski, AN ACT concerning regulation.

HOUSE BILL 0272. Introduced by Representative Buckner, AN ACT concerning business.

HOUSE BILL 0273. Introduced by Representatives Wilhour and Niemerg, AN ACT concerning education.

HOUSE BILL 0274. Introduced by Representative Yingling, AN ACT concerning civil law.

HOUSE BILL 0275. Introduced by Representative Guzzardi, AN ACT concerning public employee benefits.

HOUSE BILL 0276. Introduced by Representative Sosnowski, AN ACT concerning regulation.

HOUSE BILL 0277. Introduced by Representative Harper, AN ACT concerning finance.

HOUSE BILL 0278. Introduced by Representative Yednock, AN ACT concerning wildlife.

HOUSE BILL 0279. Introduced by Representative Carroll, AN ACT concerning health.

HOUSE BILL 0280. Introduced by Representative Carroll, AN ACT concerning transportation.

HOUSE BILL 0281. Introduced by Representative Meyers-Martin, AN ACT concerning local government.

HOUSE BILL 0282. Introduced by Representative Manley, AN ACT concerning local government.

HOUSE BILL 0283. Introduced by Representative Flowers, AN ACT concerning revenue.

HOUSE BILL 0284. Introduced by Representative Flowers, AN ACT concerning local government.

HOUSE BILL 0285. Introduced by Representative Bennett, AN ACT concerning government.

HOUSE BILL 0286. Introduced by Representative Walsh, AN ACT concerning State government.

HOUSE BILL 0287. Introduced by Representative Walsh, AN ACT concerning State government.

HOUSE BILL 0288. Introduced by Representative Walsh, AN ACT concerning State government.

HOUSE BILL 0289. Introduced by Representative Flowers, AN ACT concerning appropriations.

HOUSE BILL 0290. Introduced by Representative Hirschauer, AN ACT concerning education.

HOUSE BILL 0291. Introduced by Representative Manley, AN ACT concerning health.

HOUSE BILL 0292. Introduced by Representative Manley, AN ACT concerning public aid.

HOUSE BILL 0293. Introduced by Representative Willis, AN ACT concerning appropriations.

HOUSE BILL 0294. Introduced by Representative Willis, AN ACT concerning revenue.

HOUSE BILL 0295. Introduced by Representative Manley, AN ACT concerning prepaid funeral or burial contracts.

HOUSE BILL 0296. Introduced by Representative Greenwood, AN ACT concerning appropriations.

HOUSE BILL 0297. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0298. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0299. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0300. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0301. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0302. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0303. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0304. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0305. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0306. Introduced by Representative Ford, AN ACT concerning education.

HOUSE BILL 0307. Introduced by Representative Kifowit, AN ACT concerning State government.

HOUSE BILL 0308. Introduced by Representative West, AN ACT concerning public employee benefits.

HOUSE BILL 0309. Introduced by Representative Greenwood, AN ACT concerning regulation.

HOUSE BILL 0310. Introduced by Representative Greenwood, AN ACT concerning homeless shelters.

HOUSE BILL 0311. Introduced by Representative Greenwood, AN ACT concerning local government.

HOUSE BILL 0312. Introduced by Representative Harper, AN ACT concerning health.

HOUSE BILL 0313. Introduced by Representative Mayfield, AN ACT concerning revenue.

HOUSE BILL 0314. Introduced by Representative DeLuca, AN ACT concerning health.

HOUSE BILL 0315. Introduced by Representative DeLuca, AN ACT concerning revenue.

HOUSE BILL 0316. Introduced by Representative Mason, AN ACT concerning revenue.

HOUSE BILL 0317. Introduced by Representative Jones, AN ACT concerning regulation.

HOUSE BILL 0318. Introduced by Representative Carroll, AN ACT concerning revenue.

HOUSE BILL 0319. Introduced by Representative Lilly, AN ACT concerning education.

HOUSE BILL 0320. Introduced by Representative Walker, AN ACT concerning revenue.

HOUSE BILL 0321. Introduced by Representative Walker, AN ACT concerning State government.

HOUSE BILL 0322. Introduced by Representative Ford, AN ACT concerning State government.

HOUSE BILL 0323. Introduced by Representative Ford, AN ACT concerning State government.

HOUSE BILL 0324. Introduced by Representative Ford, AN ACT concerning State government.

HOUSE BILL 0325. Introduced by Representative Ford, AN ACT concerning State government.

HOUSE BILL 0326. Introduced by Representative Ford, AN ACT concerning State government.

HOUSE BILL 0327. Introduced by Representative Ford, AN ACT concerning health.

HOUSE BILL 0328. Introduced by Representative Ford, AN ACT concerning health.

HOUSE BILL 0329. Introduced by Representative Ford, AN ACT concerning health.

HOUSE BILL 0330. Introduced by Representative Ford, AN ACT concerning health.

HOUSE BILL 0331. Introduced by Representative Ford, AN ACT concerning health.

HOUSE BILL 0332. Introduced by Representative Burke, AN ACT concerning education.

HOUSE BILL 0333. Introduced by Representative Yingling, AN ACT concerning revenue.

HOUSE BILL 0334. Introduced by Representative Meier, AN ACT concerning wildlife.

HOUSE BILL 0335. Introduced by Representative Willis, AN ACT concerning regulation.

HOUSE BILL 0336. Introduced by Representative Bennett, AN ACT concerning revenue.

HOUSE BILL 0337. Introduced by Representative Hammond, AN ACT concerning regulation.

HOUSE BILL 0338. Introduced by Representatives Batinick - Niemerg and Halbrook, AN ACT concerning government.

HOUSE BILL 0339. Introduced by Representative Batinick, AN ACT concerning regulation.

HOUSE BILL 0340. Introduced by Representatives Batinick and Halbrook, AN ACT concerning elections.

HOUSE BILL 0341. Introduced by Representative Batinick, AN ACT concerning State government.

HOUSE BILL 0342. Introduced by Representative Batinick, AN ACT concerning local government.

HOUSE BILL 0343. Introduced by Representative Batinick, AN ACT concerning transportation.

HOUSE BILL 0344. Introduced by Representative Sosnowski, AN ACT concerning gaming.

HOUSE BILL 0345. Introduced by Representative Sosnowski, AN ACT concerning gaming.

HOUSE BILL 0346. Introduced by Representative Gabel, AN ACT concerning public aid.

HOUSE BILL 0347. Introduced by Representative Gabel, AN ACT concerning health.

HOUSE BILL 0348. Introduced by Representative Conroy, AN ACT concerning criminal law.

HOUSE BILL 0349. Introduced by Representative Ford, AN ACT concerning courts.

HOUSE BILL 0350. Introduced by Representative Ford, AN ACT concerning courts.

HOUSE BILL 0351. Introduced by Representative Yednock, AN ACT concerning public employee benefits.

HOUSE BILL 0352. Introduced by Representative Jones, AN ACT concerning State government.

HOUSE BILL 0353. Introduced by Representative Flowers, AN ACT concerning employment.

HOUSE BILL 0354. Introduced by Representative Greenwood, AN ACT concerning public aid.

HOUSE BILL 0355. Introduced by Representative Kifowit, AN ACT concerning finance.

HOUSE BILL 0356. Introduced by Representative Williams, Jawaharial, AN ACT concerning education.

HOUSE BILL 0357. Introduced by Representative Hammond, AN ACT concerning public aid.

HOUSE BILL 0358. Introduced by Representative Walker, AN ACT concerning government.

HOUSE BILL 0359. Introduced by Representative Kifowit, AN ACT concerning military service.

HOUSE BILL 0360. Introduced by Representative Kifowit, AN ACT concerning military service.

HOUSE BILL 0361. Introduced by Representative Kifowit, AN ACT concerning military service.

HOUSE BILL 0362. Introduced by Representative Flowers, AN ACT concerning public health.

HOUSE BILL 0363. Introduced by Representative Evans, AN ACT concerning employment.

HOUSE BILL 0364. Introduced by Representative Evans, AN ACT concerning employment.

HOUSE BILL 0365. Introduced by Representative Smith, AN ACT concerning transportation.

HOUSE BILL 0366. Introduced by Representative Scherer, AN ACT concerning regulation.

HOUSE BILL 0367. Introduced by Representative Harper, AN ACT concerning local government.

HOUSE BILL 0368. Introduced by Representative Andrade, AN ACT concerning finance.

HOUSE BILL 0369. Introduced by Representative Gong-Gershowitz, AN ACT concerning minors.

HOUSE BILL 0370. Introduced by Representative Gong-Gershowitz, AN ACT concerning civil law.

HOUSE BILL 0371. Introduced by Representative Didech, AN ACT concerning civil law.

HOUSE BILL 0372. Introduced by Representative Didech, AN ACT concerning civil law.

HOUSE BILL 0373. Introduced by Representative Didech, AN ACT concerning revenue.

HOUSE BILL 0374. Introduced by Representative Smith, AN ACT concerning housing.

HOUSE BILL 0375. Introduced by Representative Smith, AN ACT concerning education.

HOUSE BILL 0376. Introduced by Representative Gong-Gershowitz, AN ACT concerning education.

HOUSE BILL 0377. Introduced by Representative Manley, AN ACT concerning civil law.

HOUSE BILL 0378. Introduced by Representative Jones, AN ACT concerning finance.

HOUSE BILL 0379. Introduced by Representative Davis, AN ACT concerning public employee benefits.



HOUSE BILL 0380. Introduced by Representative Greenwood, AN ACT concerning local government.

HOUSE BILL 0381. Introduced by Representative Ugaste, AN ACT concerning public employee benefits.

**HOUSE JOINT RESOLUTIONS  
CONSTITUTIONAL AMENDMENTS  
FIRST READING**

Representative Yednock introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 2**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend the Illinois Constitution in Article I by adding Section 25 as follows:

**ARTICLE I  
BILL OF RIGHTS**

(ILCON Art. I, Sec. 25 new)

**SECTION 25. COLLECTIVE BARGAINING FREEDOM**

Collective bargaining is fundamentally necessary to protect the economic welfare and safety of all workers in the public and private sectors, and no law shall be passed that restricts or interferes with the ability of workers to join together and collectively bargain over wages, hours, and terms and conditions of employment, including any law that prohibits or restricts the right of private sector employers and employees, through a representative of their own choosing, to enter into and administer union security agreements, should they choose.

**SCHEDULE**

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Batinick introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 3**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 2.5 to Article IV, amend Section 2 of Article V, and amend Section 3 of Article VIII of the Illinois Constitution as follows:

**ARTICLE IV  
THE LEGISLATURE**

(ILCON Art. IV, Sec. 2.5 new)

SECTION 2.5. TERM LIMITS

A person may not be elected to the office of State Senator or State Representative for terms totalling more than 12 years in each office. Service prior to the date of the adoption of this amendment to the Illinois Constitution shall be considered in the calculation of a person's service. Any person in office at the time of the adoption of this amendment to the Illinois Constitution who meets the term limitation set by this Section shall be allowed to complete his or her term of office.

ARTICLE V  
THE EXECUTIVE

(ILCON Art. V, Sec. 2)

SECTION 2. TERMS

(a) These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, except in the case of the Lieutenant Governor, until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(b) A person may not be elected to any single Executive Branch office for terms totalling more than 8 years in each office. Service prior to the date of the adoption of this amendment to the Illinois Constitution shall be considered in the calculation of a person's service. Any person in office at the time of the adoption of this amendment to the Illinois Constitution who meets the term limitation set by this Section shall be allowed to complete his or her term of office.

(Source: Illinois Constitution.)

ARTICLE VIII  
FINANCE

(ILCON Art. VIII, Sec. 3)

SECTION 3. STATE AUDIT AND AUDITOR GENERAL

(a) The General Assembly shall provide by law for the audit of the obligation, receipt and use of public funds of the State. The General Assembly, by a vote of three-fifths of the members elected to each house, shall appoint an Auditor General and may remove him for cause by a similar vote. The Auditor General shall serve for a single term of 4 ~~ten~~ years, and shall not be eligible for reappointment. Service prior to the date of the adoption of this amendment to the Illinois Constitution shall be considered in the calculation of a person's service. Any person in office at the time of the adoption of this amendment to the Illinois Constitution, if that person has not yet served 4 years in office, shall be allowed to complete a 4-year term of office. If the person in office as Auditor General at the time of the adoption of this amendment to the Illinois Constitution has served 4 years or more as Auditor General, that person's term of office shall end upon the declaration of the adoption of this amendment. His compensation shall be established by law and shall not be diminished, but may be increased, to take effect during his term.

(b) The Auditor General shall conduct the audit of public funds of the State. He shall make additional reports and investigations as directed by the General Assembly. He shall report his findings and recommendations to the General Assembly and to the Governor.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 3 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Batinick introduced the following:

## HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 4

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 7 of Article III of the Illinois Constitution and to add Sections 9, 10, and 11 of Article III as follows:

### ARTICLE III SUFFRAGE AND ELECTIONS

(ILCON Art. III, Sec. 7)

#### SECTION 7. INITIATIVE TO RECALL EXECUTIVE OFFICERS ~~GOVERNOR~~

(a) To initiate the recall of any Executive Branch officer named in Section 1 of Article V, a petitioning elector shall file an affidavit with the State Board of Elections providing notice to circulate a petition to recall an Executive Branch officer. The affidavit shall include: (1) a general statement of not more than 200 words enumerating the individual whose recall is sought and providing the grounds for which recall is sought; (2) a petition signed by a number of electors equal in number to at least 0.1% of the total votes cast for Governor in the preceding gubernatorial election; and (3) the signature of the petitioning elector. Upon acceptance of the petitioning elector's affidavit by the State Board of Elections, the recall of any Executive Branch officer ~~the Governor~~ may be proposed by a petition signed by a number of electors equal in number to at least 12% ~~45%~~ of the total votes cast for Governor in the preceding gubernatorial election, ~~with at least 100 signatures from each of at least 25 separate counties.~~ A petition shall have been signed by the petitioning electors not more than 90 ~~150~~ days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall an Executive Branch officer ~~the Governor~~. The affidavit may be filed no sooner than 6 months after the beginning of the Executive Branch officer's ~~Governor's~~ term of office. If the State Board of Elections determines the petition is valid, the Executive Branch officer whose recall is sought may file a response of not more than 200 words with the State Board of Elections. The petitioning elector's general statement and the Executive Branch officer's response shall appear on the recall ballot. The affidavit shall have been signed by the proponent of the recall petition, at least 20 members of the House of Representatives, and at least 10 members of the Senate, with no more than half of the signatures of members of each chamber from the same established political party.

(b) The form of the affidavit, petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the question "Shall (name) be recalled from the office of (office) ~~Governor~~?" must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 90 ~~100~~ days after certification of the petition. ~~A recall petition certified by the State Board of Elections may not be withdrawn and another recall petition may not be initiated against the Governor during the remainder of the current term of office.~~ Any recall petition or recall election pending on the date of the next general election at which a candidate for an Executive branch office for which recall is sought ~~Governor~~ is elected is moot.

(c) (Blank). ~~If a petition to recall the Governor has been filed with the State Board of Elections, a person eligible to serve as Governor may propose his or her candidacy by a petition signed by a number of electors equal in number to the requirement for petitions for an established party candidate for the office of Governor, signed by petitioning electors not more than 50 days after a recall petition has been filed with the State Board of Elections. The form of a successor election petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the successor election petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition to recall the Governor was filed. Names of candidates for nomination to serve as the candidate of an established political party must be submitted to the electors at a special primary election, if necessary, called by the State Board of Elections to be held at the same time as the special election on the question of recall established under subsection (b). Names of candidates for the successor election must be~~

~~submitted to the electors at a special successor election called by the State Board of Elections, to occur not more than 60 days after the date of the special primary election or on a date established by law.~~

~~(d) The Executive Branch officer Governor is immediately removed upon certification of the recall election results if a three-fifths majority of the electors voting on the question vote to recall the Executive Branch officer Governor. If the Executive Branch officer Governor is removed, the vacancy shall be filled as provided in Article V then (i) an Acting Governor determined under subsection (a) of Section 6 of Article V shall serve until the Governor elected at the special successor election is qualified and (ii) the candidate who receives the highest number of votes in the special successor election is elected Governor for the balance of the term.~~

~~(e) An Executive Branch officer recalled under this Section 7 is ineligible to serve again in the office in which he or she was recalled for 10 years following certification of the recall election.~~

~~(Source: Amendment adopted at general election November 2, 2010.)~~

(ILCON Art. III, Sec. 9 new)

#### SECTION 9. INITIATIVE TO RECALL LEGISLATIVE LEADERS AND AUDITOR GENERAL

(a) To initiate the recall of the Speaker of the House of Representatives, the President of the Senate, or the Auditor General, a petitioning elector shall file an affidavit with the State Board of Elections providing notice to circulate a petition to recall the Speaker of the House of Representatives, the President of the Senate, or the Auditor General. The affidavit shall include: (1) a general statement of not more than 200 words enumerating the individual whose recall is sought and providing the grounds for which recall is sought; (2) a petition signed by a number of electors equal in number to at least 0.1% of the total votes cast for Governor in the preceding gubernatorial election; and (3) the signature of the petitioning elector. Upon acceptance of the petitioning elector's affidavit by the State Board of Elections, the recall of the Speaker of the House of Representatives, the President of the Senate, or the Auditor General may be proposed by a petition signed by a number of electors equal in number to at least 12% of the total votes cast for Governor in the preceding gubernatorial election. A petition shall have been signed by the petitioning electors not more than 90 days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall the Speaker of the House of Representatives, the President of the Senate, or the Auditor General. The affidavit may be filed no sooner than 6 months after the beginning of the Speaker's, the President's, or the Auditor General's term of office. If the State Board of Elections determines the petition is valid, the officer whose recall is sought may file a response of not more than 200 words with the State Board of Elections. The petitioning elector's general statement and the officer's response shall appear on the recall ballot.

(b) The form of the affidavit, petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the question "Shall (name) be recalled from the office of (office)?" must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 90 days after certification of the petition. Any recall petition or recall election pending on the date of the next general election at which a candidate for office for which recall is sought is elected is moot.

(c) The Speaker of the House of Representatives, the President of the Senate, or the Auditor General is immediately removed upon certification of the recall election results if a three-fifths majority of the electors voting on the question vote to recall the officer. If the Speaker of the House of Representatives, the President of the Senate, or the Auditor General is removed, the vacancy shall be filled as provided by rule of the appropriate chamber or by law.

(d) A Speaker of the House of Representatives, a President of the Senate, or an Auditor General recalled under this Section 9 is ineligible to serve again in the office in which he or she was recalled for 10 years following certification of the recall election.

(e) The procedure and manner of recalling the Speaker of the House of Representatives, the President of the Senate, or the Auditor General shall be in addition to and not excluding any other method of removing an elected official as provided by law.

(ILCON Art. III, Sec. 10 new)

#### SECTION 10. INITIATIVE TO RECALL MEMBERS OF THE GENERAL ASSEMBLY

(a) The recall of a member of the General Assembly may be proposed by a petition signed by a number of electors equal in number to at least 12% of the total votes cast for Governor in the preceding gubernatorial election in the Legislative District or Representative District in which the member of the General Assembly represents. A petition shall have been signed by the petitioning electors not more than 90 days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall the member. The petition shall include the signature of the petitioning elector and a general statement of not more than 200 words enumerating the individual whose recall is sought and providing the grounds for which recall is sought. The affidavit may be filed no sooner than 6 months after the beginning of the member's term of office. If the State Board of Elections determines the petition is valid, the member whose recall is sought may file a response of not more than 200 words with the State Board of Elections. The petitioning elector's general statement and the member's response shall appear on the recall ballot.

(b) The form of the affidavit, petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the question "Shall (name) be recalled from the office of (office)?" must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 90 days after certification of the petition. Any recall petition or recall election pending on the date of the next general election at which a member of the General Assembly for which recall is sought is elected is moot.

(c) The member of the General Assembly is immediately removed upon certification of the recall election results if a three-fifths majority of the electors voting on the question vote to recall the member. If the member is removed, the vacancy shall be filled as provided by Section 2 of Article IV.

(d) A member of the General Assembly recalled under this Section 10 is ineligible to serve in public office (or specified non-elected office) for 10 years following certification of the recall election.

(e) The procedure and manner of recalling a member of the General Assembly shall be in addition to and not excluding any other method of removing an elected official as provided by law.

(ILCON Art. III, Sec. 11 new)

#### SECTION 11. INITIATIVE TO RECALL LOCAL GOVERNMENT OFFICIALS

(a) The recall of a local government official may be proposed by a petition signed by a number of electors equal to a percentage of the total votes cast for Governor in the preceding gubernatorial election as determined by the population of the unit of local government in which the local government official represents: for a jurisdiction of not more than 1,000 qualified electors, 30%; for a jurisdiction of more than 1,000 qualified electors but not more than 10,000 qualified electors, 25%; for a jurisdiction of more than 10,000 qualified electors but not more than 50,000 qualified electors, 20%; for a jurisdiction of more than 50,000 qualified electors but not more than 100,000 qualified electors, 15%; for a jurisdiction of more than 100,000 qualified voters, 10%. A petition shall have been signed by the petitioning electors not more than 90 days after an affidavit has been filed with the State Board of Elections providing notice of intent to circulate a petition to recall the local government official. The petition shall include the signature of the petitioning elector and a general statement of not more than 200 words enumerating the individual whose recall is sought and providing the grounds for which recall is sought. The affidavit may be filed no sooner than 6 months after the beginning of the local government official's term of office. If the State Board of Elections determines the petition is valid, the local government official whose recall is sought may file a response of not more than 200 words with the State Board of Elections. The petitioning elector's general statement and the local government official's response shall appear on the recall ballot.

(b) A body of local government officials must be recalled individually.

(c) The form of the affidavit, petition, circulation, and procedure for determining the validity and sufficiency of a petition shall be as provided by law. If the petition is valid and sufficient, the State Board of Elections shall certify the petition not more than 100 days after the date the petition was filed, and the following question must be submitted to the electors at a special election called by the State Board of Elections, to occur not more than 90 days after certification of the petition:

"Should (elected official) be recalled from (his or her) position(s) as (title of position)? (YES/NO)

If (elected official) is recalled, who do you support to replace (him or her)?

(Elected official).

(Candidate).

(Candidate)."

Any recall petition or recall election pending on the date of the next general election at which a local government official for which recall is sought is elected is moot.

(d) The local government official is immediately removed upon certification of the recall election results if a three-fifths majority of the electors voting on the question vote to recall the local government official. If the local government official is removed, the vacancy shall be filled as provided by law.

(e) A local government official recalled under this Section 11 is ineligible to serve in public office (or specified non-elected office) for 10 years following certification of the recall election.

(f) The procedure and manner of recalling a local government official shall be in addition to and not excluding any other method of removing an elected official as provided by law.

#### SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 4 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 12:01 o'clock p.m., the House Perfunctory Session adjourned.